

DOE/047/026

# THE NATIVE ASPHALT COMPANY

136 East South Temple  
University Club Building, Suite 1750  
Salt Lake City, Utah 84111  
(801) 532-7510

RECEIVED  
NOV 01 1988

November 1, 1988

DIVISION OF  
OIL, GAS & MINING

L.P. Braxton  
Administrator  
Mineral Resources  
Division of Oil Gas and Mining

Dear Mr. Braxton:

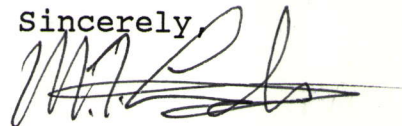
We are in receipt of the enclosed letter from Holland Shepherd dated Oct. 27, 1988. We are troubled by his claim that we have not obtained the proper permit to mine in the area. Enclosed is the letter of authorization DOE/047/026 you sent us to conduct mining operations. We have been doing testing work at the site since the authorization was obtained. If the rules for permitting the site have changed then we have not been informed but are willing to comply.

Shepherd suggests that there is a spring on the mine site. We have completed drilling in the area EXP/047/035 and believe after extensive field evaluation that the water presently on the mine site comes as runoff from the perennial stream. We are in the process of installing a system that will take water from the perennial stream past the mine and into its natural drainage, hopefully mitigating any adverse impact to the area.

We have had DOGM people on the property reviewing the drilling and mining and never had any complaints about our manner of operating until Shepherd's letter. We have made a good effort to comply with the rules and will continue to do so.

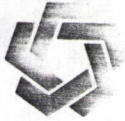
In the future, we would appreciate members of the Division investigating the past actions of our group on the site before sending accusatory letters.

Sincerely,



Mark F. Lindsey





Norman H. Bangerter

Governor

Dee C. Hansen

Executive Director

Dianne R. Nielson, Ph.D.

Division Director

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

355 West North Temple

3 Triad Center, Suite 350

Salt Lake City, Utah 84180-1203

801-538-5340

October 27, 1988

Native Asphalt Company  
136 East South Temple  
University Club Building  
Suite 1758  
Salt Lake City, Utah 84111

Gentlemen:

Re: Notice of Intent Requirement, Asphalt Ridge Mine, M/047/004,  
Uintah County, Utah

I was recently at the Asphalt Ridge Mine site observing the Standard Oil/BP America revegetation efforts underway at that time (October 11, 1988). I noticed that Native Asphalt Company has started some mining in the area. I observed a small trench excavation and a stockpile, located in the vicinity of a small spring and riparian area.

I was informed by the contractor working on the Standard Oil site that this was Native Asphalt's work. If this is the case, Native Asphalt must file a Notice of Intent with the Division as soon as possible. The NOI can either be for an area of 5 acres or under, Small Mine Operator's NOI, or for an area encompassing more than 5 acres, Large Mine Operators's NOI. I have enclosed the appropriate forms.

The area where mining is presently taking place is associated with a spring and riparian zone. Also a perennial stream runs through this area. This area has already been impacted rather severely by the mining. The Division will ask Native Asphalt to take mitigating measures to alleviate the impact on this environmentally sensitive zone. Mitigation can be in the form of berms, diversions, and/or culverts associated with roads and pads in this area.

Thank you for your prompt attention in this matter.

Sincerely,

Holland Shepherd  
Reclamation Soils Specialist

jb

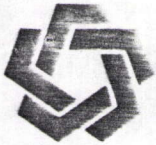
cc: L. Braxton

S. Johnson

MN5/40

an equal opportunity employer





STATE OF UTAH  
NATURAL RESOURCES  
Oil, Gas & Mining

Norman H. Bangert, Governor  
Dee C. Hansen, Executive Director  
Dianne R. Nielson, Ph.D., Division Director

355 W. North Temple • 3 Triad Center • Suite 350 • Salt Lake City, UT 84180-1203 • 801-538-5340

January 7, 1987

DATE RECEIVED

JAN 19 1987

Mr. Mark F. Lindsey, Secretary  
The Native Asphalt Company  
820 Beneficial Life Tower  
Salt Lake City, Utah 84111

Dear Mr. Lindsey:

Re: Declaration Of Exemptions, Patented Claims, Cameron #1,  
DOE/047/026, and Enterprise #5, DOE/047/027, Bituminous  
Sandstone, Uintah County, Utah

The Division is in receipt of your Declaration of Exemption (DOE) MR-4 application form for the above referenced claims. While the Division does not require any further information at this time, please note the following developments concerning "small mining operations" within the state of Utah.

During the 1986 general session, the Utah State Legislature passed House Bill No. 71, which modifies the State of Utah Mined Land Reclamation Act, Chapter 8, Title 40, U.C.A., as amended. In part, the amended act eliminates the two acre/500 ton exemption and establishes a "small mining operation" category in its place. Small mining operations are defined as "mining operations which disturb or will disturb less than five on-site acres at any time during the life of the operations".

The Division is continuing to accept MR-4 applications during the interim period between the passage of House Bill #71 and the development of accompanying rules and regulations. However, please be advised that upon promulgation of new rules and regulations, each operator possessing an approved DOE and desiring to continue mining operations will be required to refile under the provisions of the new law and regulations pertinent to a "small mining operation". The Division will notify those operators having approved DOE applications on file of the new filing provisions when they are finalized.



Page 2  
Mark F. Lindsey  
DOE/O47/026 and  
DOE/O47/027  
January 7, 1986

Thank you for your cooperation and for filing your application notices with our office. A Division representative will schedule a field inspection of your mine sites when in the area. Should you have any questions or require additional information, please feel free to contact me or Dave Wham of my staff.

Sincerely,

*L. P. Braxton*

L. P. Braxton  
Administrator  
Mineral Resource Development  
and Reclamation Program

djh  
cc: Wayne Hedberg  
David Wham  
1069R/1